

Comments About Dr. Fetzer's Petition for Writ of Certiorari by John Remington Graham, author of numerous books on constitutional law and history and cofounding professor of law at Hamline University in Minnesota:

Comment no. 1:

Jim, -- The hard part of your petition is that the situation described in your petition is so irregular and outrageous that a reader of your petition might disbelieve that a situation of judicial record could be so bad as it is. Anybody who has attended law school in any State of the Union, including Wisconsin, knows that a trial judge cannot find disputed facts undisputed because he thinks disputing evidence is unreasonable. If a point of fact is disputed, there is a genuine issue of fact for the jury. No judge in any State, Wisconsin or Texas, can say otherwise, and, if any judge in any State says otherwise, he is incompetent, or a crook if he means what he says. The findings of fact concerning the death certificate, as entered by Judge Remington, are not wrong, but dishonest and corrupt. You were much too kind to the judiciary of Wisconsin. You are asking the court to find that the right of jury trial in the 7th Amendment is incorporated by the 14th Amendment, and thus restrains abuse of summary judgment in state courts, which is a very interesting question. -- J. R. G.

Response by Dr. Fetzer:

Thanks, Jack. But the proof that the Circuit Court and Appellate Courts were doing what I claim they were doing is proven by their own words, which are quoted in the petition. So I am at a loss as to how anyone could not understand that they did what they did when they are quoted doing what I said they did IN THE PETITION ITSELF. But I am glad you find the question interesting and (by inference) worthy of SCOTUS consideration. Thanks, my friend.

Comment no 2:

Jim, -- If the courts of Wisconsin actually admit that disputed evidence become undisputed simply because the judge thinks disputing evidence is unreasonable, then the courts in Wisconsin are incompetent and corrupt, and it is about time to incorporate the 7th amendment with the 14th. I missed the possibility that the courts of Wisconsin admit they are letting a trial judge find disputed evidence undisputed because he thinks in his subjective opinion that disputing evidence is unreasonable. That's unthinkable for anyone who had had a good legal education. I know that summary judgment is frequently abused, even when the truth remains unadmitted, but this is just too much. There is not a law professor in the country who would admit as much, unless things have changed radically since I last taught.. It's outrageous and uncivilized. -- J. R. G.